

AMENDED IN SENATE MAY 17, 2006

AMENDED IN SENATE MARCH 28, 2006

**SENATE BILL**

**No. 1721**

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**Introduced by Senator Dunn**

February 24, 2006

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*An act relating to state employees, and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1721, as amended, Dunn. State employees: memoranda of understanding: State Bargaining Units 16 and 19.

Existing law provides that if any provision of a memorandum of understanding reached between the state employer and a recognized employee organization representing state civil service employees requires the expenditure of funds, those provisions of the memorandum of understanding shall not become effective unless approved by the Legislature in the annual Budget Act.

This bill would approve provisions that require the expenditure of funds of a memoranda of understanding entered into between the state employer and State Bargaining Units 16 and 19, and would provide that the provisions of any memorandum of understanding that require the expenditure of funds shall become effective even if the provisions of the memorandum of understanding are approved by the Legislature in legislation other than the annual Budget Act.

This bill would provide that provisions of the memoranda of understanding approved by this bill that require the expenditure of funds shall not take effect unless funds for these provisions are specifically appropriated by the Legislature, and would provide that if funds for these provisions are not specifically appropriated by the

Legislature, the state employer and the affected employee organization shall meet and confer to renegotiate the affected provisions.

*This bill would declare that it is to take effect immediately as an urgency statute.*

Vote: ~~majority~~<sup>2/3</sup>. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. The Legislature finds and declares that the  
2 purpose of this act is to approve an agreement pursuant to  
3 Section 3517 of the Government Code entered into by the state  
4 employer and recognized employee organizations.

5 SEC. 2. The provisions of the memoranda of understanding  
6 prepared pursuant to Section 3517.5 of the Government Code  
7 and entered into by the state employer and the following  
8 employee organizations, and that require the expenditure of  
9 funds, are hereby approved for the purposes of Section 3517.6 of  
10 the Government Code:

11 (a) State Bargaining Unit 16, Union of American Physicians  
12 and Dentists.

13 (b) State Bargaining Unit 19, American Federation of State,  
14 County, and Municipal Employees.

15 SEC. 3. The provisions of the memorandum of understanding  
16 approved by Section 2 of this act that are scheduled to take effect  
17 on or after July 1, 2006, and that require the expenditure of  
18 funds, shall not take effect unless funds for these provisions are  
19 specifically appropriated by the Legislature. If funds for these  
20 provisions are not specifically appropriated by the Legislature,  
21 the state employer and the affected employee organization shall  
22 meet and confer to renegotiate the affected provisions.

23 SEC. 4. Notwithstanding Section 3517.6 of the Government  
24 Code, the provisions of any memorandum of understanding that  
25 require the expenditure of funds shall become effective even if  
26 the provisions of the memorandum of understanding are  
27 approved by the Legislature in legislation other than the annual  
28 Budget Act.

29 SEC. 5. *This act is an urgency statute necessary for the*  
30 *immediate preservation of the public peace, health, or safety*

1 *within the meaning of Article IV of the Constitution and shall go*  
2 *into immediate effect. The facts constituting the necessity are:*  
3 *In order to enact the statutory changes needed to implement*  
4 *the Budget Act of 2006, it is necessary that this act take effect*  
5 *immediately.*

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